IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.94 OF 2005

Mohammed Rais Khan & ors. ... Petitioners
v/s.
Chief Executive Officers & ors. ... Respondents

Mr.Y.E. Moomen for petitioners.

Mr.S.G.Suranga for res.Nos.1 to 3.

Ms.A.K.Savla for res.No.4.

Mr.Vineet Naik with Mr.Munir Merchant for res.No.5.

Mr.A.Y.Sakhare with Mr.Rajan Kakkara for res.No.6.

Mr.A.J. Almeida for res.No.7.

CORAM : H.L. GOKHALE &
S.C.DHARMADHKARI, JJ.

DATED : 23RD MARCH 2005

P.C. :

1. Heard Mr.Moomen in support of this petition. A scheme for development of a property situated at Mariamma Nagar, Worli, Mumbai, has already been sanctioned and respondent No.5 has been appointed as the developer. Now, some ten petitioners have come to this Court and they are saying that respondent No.5 should not be appointed but respondent No.7 should be appointed.

This cannot be gone on indefinitely. The only rights of the persons concerned are to get an accommodation of 225 sq.feet which they will get as and when the scheme is developed. No need to interfere. Petition is rejected.

2. In view of the dismissal of the petition, nothing survives in Chamber Summons No.76 of 2005 and the same is also rejected as infructuous.

(H.L. GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)